

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

CONNIE ONELY,
Plaintiff,

v.

REDNER'S MARKETS, INC.,
Defendant.

CIVIL ACTION

NO. 21-4785

ORDER

AND NOW, this 26th day of May, 2022, upon consideration of Defendant's Motion to Dismiss (ECF No. 9), Plaintiff's Opposition thereto (ECF No. 10), and Defendant's Reply (ECF No. 11), it is **HEREBY ORDERED THAT** Defendant's Motion is **GRANTED IN PART** and **DENIED IN PART**:

1. Defendant's Motion is **GRANTED** as to Plaintiff's discrimination and hostile work environment claims based on "actual disability" under 42 U.S.C. § 12102(1)(A), which are **DISMISSED WITHOUT PREJUDICE**.
2. In all other respects, Defendant's Motion is **DENIED**.

BY THE COURT:

/S/Wendy Beetlestone, J.

WENDY BEETLESTONE, J.